

# EXHIBIT C

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT TACOMA**

CHAO CHEN, individually and on  
behalf of all those similarly situated,

Plaintiff,

v.

THE GEO GROUP, INC., a Florida  
corporation,

Defendant.

Case No.: 3:17-cv-05769-RJB

GEO'S FIRST SET OF  
INTERROGATORIES, AND REQUESTS  
FOR PRODUCTION PROPOUNDED TO  
PLAINTIFF

**TO:** CHAO CHEN, Plaintiff.

**AND TO:** Lindsay Halm, Adam Berger, Jamal Whitehead, Andrew Free and Devin Theriot-  
Orr, Attorneys for the Class.

Pursuant to Federal Rules of Civil Procedure, 26, 33, and 34, you are served with GEO's  
First Set of Interrogatories and Requests for Production to the Plaintiff. Return the answers  
and responses under oath to III Branches Law, PLLC, 1019 Regents Blvd. Suite 204, Fircrest,  
WA 98466, within thirty (30) days of service.

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## INSTRUCTIONS

The following interrogatories and requests for production shall be answered in the space provided. These interrogatories and requests for production are continuing in nature and you must supplement your answers pursuant to Fed. R. Civ. P. 26(e). Supplemental responses should follow the same format. A word version of the document accompanies service to allow Plaintiff to interlineate a complete response as needed.

The requests for production extend beyond documents within Plaintiff's possession to include all documents that Plaintiff constructively possesses. The documents requested shall be produced in their entirety, including all attachments and enclosures. Production of electronic stored information should be produced in conformance with a Model ESI Agreement of the court or a modified version agreed upon by the parties. Any documents no longer in existence or in the possession or control of defendant shall be listed, stating the circumstances surrounding and authorization for the loss, destruction, or disposal of such document.

## DEFINITIONS

1. The term you or Chao Chen means Plaintiff and all employees, agents, attorneys, investigators, other representatives and all other persons acting or purporting to act on your behalf.
2. The terms and and or shall each be construed disjunctively or conjunctively so as to require the broadest possible answer or production in response to any request.
3. The term each shall mean each, every, any, and all.
4. The term including shall mean including, but not limited to.

1 5. The terms relating to, relate to, and related to, mean consisting of, identifying,  
2 concerning, referring to, alluding to, responding to, in connection with, commenting on, in  
3 response to, about, regarding, explaining, discussing, showing, describing, studying, reflecting,  
4 analyzing or constituting.

6 6. The word document shall mean the original or any copy of any and all document(s), as  
7 the term "document" is defined in Fed. R. Civ. P. 34 and shall include without limitation, any  
8 diary, calendar, electronic mail, text, or digital or electronic record, and any and all attachments  
9 thereto, book, pamphlet, periodical, letter, memorandum, telegram, report, record, study,  
10 handwritten note, map, drawing, working paper, chart, paper, graph, index, tape, data sheet,  
11 data processing or other computerized, digital, or electronic record, or any other written,  
12 recorded, transcribed, taped, filmed, print screen, print-out or graphic matter, however  
13 produced or reproduced, to which you have or have had access.

17 7. The term identify or identity used *in reference to an individual person or business*  
18 *entity* means to state: 1) the person or entity's full name and present residence or business  
19 address; 2) the present or last known telephone number; 3) the present or last known position  
20 of employment or business affiliation; and, 4) the position of employment or business  
21 affiliation, at all times relevant to the causes of action.

24 8. The term identify or identity when used *in reference to a document* means to state: 1)  
25 the date and author of the document; 2) the type of document, e.g., letter, e-mail, text,  
26 memorandum, telegram, chart, etc. (or some other means of identifying it); and, 3) the  
27 document's present location or custodian. If any such document was, but is no longer, in your  
28 possession or subject to your control, state what disposition was made of the document.

1 “Summarize” used in reference to a document means to state the information contained in the  
2 document, including all recommendations and conclusions, in summary form. If any request  
3 calls for documents which are not available or which are only partially available, provide  
4 whatever documents are available in response to the particular request and append a statement  
5 as to the reasons why complete production is not possible.  
6

7  
8 9. The term identify used *in reference to a meeting, conversation or communication*  
9 means to state: 1) the identity of the persons who were present and/or participated in the  
10 meeting, conversation or communication; 2) the date on which the meeting, conversation or  
11 communication occurred; 3) the place at which the meeting, conversation or communication  
12 occurred; and 4) if any record, memorandum, or other writing of the meeting, conversation or  
13 communication was made, then to identify that record, memorandum or other writing.  
14

15  
16 10. The acronym NWDC means the Immigration and Customs Enforcement processing  
17 center commonly referred to as the Northwest Detention Center on “J” Street in Tacoma,  
18 Washington.  
19

## 20 **OBJECTIONS**

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22 These interrogatories and requests do not seek disclosure of attorney-client  
23 communications or invasion of any other privileges protected under law. However, in the event  
24 you object to answering any interrogatory or producing any documents, in whole or in part,  
25 state your objection and the factual and legal reasons supporting the objection with  
26 particularity. Any objection necessitating the entry of a confidentiality or protective order shall  
27 be communicated to us prior to the thirty (30) day deadline for answering and should not delay  
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29

your timely responses to these interrogatories or RFP's. If you object to answering only part of an interrogatory or RFP, then specify the part to which you object and answer or produce the remainder. For any document or communication withheld, provide a list for each each detailing 1) a description of the document 2) nature of the privilege asserted or basis of withholding 3) subject matter and date 4) type of communication or document and 5) the author and recipient.

ANY OBJECTION THAT IS NOT ASSERTED MAY BE DEEMED TO HAVE BEEN WAIVED.

### **INTERROGATORIES AND REQUESTS FOR PRODUCTION**

**INTERROGATORY NO. 1:** Explain what motivated you to claim that GEO should have paid you minimum wages for your participation in the voluntary work program while ICE detained you at the NWDC.

**ANSWER:**

**REQUEST FOR PRODUCTION NO. 1:** Produce for inspection and copying any and all documents pertaining to your answer to Interrogatory No. 1.

**RESPONSE:**

**INTERROGATORY NO. 2:** Explain the involvement of ICE over the tasks you performed and the payments you received while ICE detained you at the NWDC.

**ANSWER:**

**REQUEST FOR PRODUCTION NO. 2:** Produce for inspection and copying any and all documents pertaining to your answer to Interrogatory No. 2.

**RESPONSE:**

1  
2 INTERROGATORY NO. 3: Describe all of the characteristics of what you did while detained  
3 at the NWDC that entitle you to claim GEO must pay you minimum wages. Include each and  
4 every factor that shows you had an employment relationship with GEO.

5 **ANSWER:**

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7  
8 REQUEST FOR PRODUCTION NO. 3: Produce for inspection and copying any and all  
9 documents pertaining to your answer to Interrogatory No. 3.

10 **RESPONSE:**

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12 INTERROGATORY NO. 4: Describe all of the factors that show you did not have an  
13 employment relationship with GEO.

14 **ANSWER:**

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16  
17 REQUEST FOR PRODUCTION NO. 4: Produce for inspection and copying any and all  
18 documents pertaining to your answer to Interrogatory No. 4.

19 **RESPONSE:**

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21  
22 INTERROGATORY NO. 5: Itemize by date and time each and every hour you performed  
23 tasks that you claim entitled you to minimum wage payments. Include in your itemization a  
24 description of each task you performed. Provide a description or name for each person who  
supervised you performing these tasks.

25 **ANSWER:**

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27  
28 REQUEST FOR PRODUCTION NO. 5: Produce for inspection and copying any and all  
29 documents pertaining to your answer to Interrogatory No. 5.

**RESPONSE:**

INTERROGATORY NO. 6: Itemize by date and time each and every hour you performed tasks while detained by ICE in a Bureau of Prisons facility. Include in your itemization a description of each task you performed and the remuneration you received for performing each task.

**ANSWER:**

REQUEST FOR PRODUCTION NO. 6: Produce for inspection and copying any and all documents pertaining to your answer to Interrogatory No. 6.

**RESPONSE:**

INTERROGATORY NO. 7: Describe your entire employment history to date to include the name of your employer, the name and contact information for each supervisor, your job title, duration of employment, termination date, pay rate, and compensation received.

**ANSWER:**

REQUEST FOR PRODUCTION NO. 7: Produce for inspection and copying any and all documents pertaining to your answer to Interrogatory No. 7.

**RESPONSE:**

INTERROGATORY NO. 8: Itemize all of your expenses while you were detained at the NWDC. Expenses means any living expenses incurred and paid by you while detained.

**ANSWER:**



1 REQUEST FOR PRODUCTION NO. 8: Produce for inspection and copying any and all  
2 documents pertaining to your answer to Interrogatory No. 8.

3 **RESPONSE:**  
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6 INTERROGATORY NO. 9: Describe all of your efforts to receive minimum wage payments  
7 for your participation in the voluntary work program at the NWDC. Include in your  
8 description the name of the person or agency to whom you made such a request, the date of  
your request, the response provided, and any follow-up action taken by you.

9 **ANSWER:**  
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12 REQUEST FOR PRODUCTION NO. 9: Produce for inspection and copying any and all  
13 documents pertaining to your answer to Interrogatory No. 9.

14 **RESPONSE:**  
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17 INTERROGATORY NO. 10: Identify each witness who may have information about this case  
18 or whom you intend to call at trial, including the witness's name, address and telephone number,  
and a summary of the witness's knowledge or testimony.

19 **ANSWER:**  
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22 REQUEST FOR PRODUCTION NO. 10: Produce for inspection and copying any and all  
23 documents pertaining to your answer to Interrogatory No. 10.

24 **RESPONSE:**  
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27 INTERROGATORY NO. 11: With respect to expert witnesses you intend to call at the time of  
28 trial, please identify each person, the subject matter on which the expert is expected to testify, state  
29 the substance of the facts and opinions to which the expert is expected to testify, provide a  
summary of the grounds for each opinion, and list each and every fact, document, or information  
the expert intends to rely upon to support his or her opinions.

**ANSWER:**

REQUEST FOR PRODUCTION NO. 11: Produce all documents reviewed or relied upon by any expert identified in Interrogatory No. 11. Produce the expert's file, resume or curriculum vitae, any documents, treatises, or articles your expert relies upon to formulate testimony or opinions in this matter, e-mails and correspondence prepared or received by the expert, billing statements, contract for services, a list of cases wherein the expert has testified, and any writings or prior deposition testimony from any cases the expert relies upon to establish his or her qualifications.

**RESPONSE:**

INTERROGATORY NO. 12: Describe, identify and itemize all damages (both general and special), losses, expenses and costs that Plaintiff claims were and/or will be incurred as a result of the allegations described in the Complaint, including but not limited to, any loss of past or future wages.

**ANSWER:**

REQUEST FOR PRODUCTION NO. 12: Produce for inspection and copying any and all documents pertaining to your answer to Interrogatory No. 12.

**RESPONSE:**

INTERROGATORY NO. 13: Identify each and every conversation you had with anyone, excluding your attorney, concerning any allegation in this lawsuit or claims concerning the tasks you performed at NWDC, including the date, the name, address, and telephone number of the individual, and the substance of the conversation.

**ANSWER:**

1 REQUEST FOR PRODUCTION NO. 13: Produce for inspection and copying any and all  
2 documents pertaining to your answer to Interrogatory No. 13.

3 **RESPONSE:**  
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6 INTERROGATORY NO. 14: Describe the factual basis for your assertion that detainees who  
7 participate in the voluntary work program are "employees" under RCW 49.46.010(3).

8 **ANSWER:**  
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10 REQUEST FOR PRODUCTION NO. 14: Produce for inspection and copying any and all  
11 documents pertaining to your answer to Interrogatory No. 14.

12 **RESPONSE:**  
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15 INTERROGATORY NO. 15: Describe the factual basis for your assertion that The GEO  
16 Group, Inc. was your "employer" under RCW 49.46.010(4).

17 **ANSWER:**  
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20 REQUEST FOR PRODUCTION NO. 15: Produce for inspection and copying any and all  
21 documents pertaining to your answer to Interrogatory No. 15.

22 **RESPONSE:**  
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25 INTERROGATORY NO. 16: Describe all of your contacts with the Attorney General and any  
26 representative from his office regarding the State's minimum wage lawsuit against GEO or this  
27 lawsuit. Include in your answer the date and time of each contact, the name and title of the  
28 person contacted, a description of your communications, and any witnesses to the  
29 communications.

30 **ANSWER:**  
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1  
2 REQUEST FOR PRODUCTION NO. 16: Produce for inspection and copying any and all  
3 documents pertaining to your answer to Interrogatory No. 16.

4 **RESPONSE:**  
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7 INTERROGATORY NO. 17: Have you ever been charged, convicted of or pled guilty to a  
8 felony? And, have you ever been charged, convicted or pled guilty to a misdemeanor? If so,  
9 state for each:

- 10 (a) The name of the crime charged with and the crime convicted of;  
11 (b) The date of the charge and conviction;  
12 (c) The date and place of the conviction and sentence imposed; and,  
13 (d) The court and case number.  
14

15 **ANSWER:**  
16  
17

18 REQUEST FOR PRODUCTION NO. 17: Produce for inspection and copying any and all  
19 documents pertaining to your answer to Interrogatory No. 17.

20 **RESPONSE:**  
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23 INTERROGATORY NO. 18: Have you made any claims to the Washington State Department  
24 of Labor and Industries ("L&I") for benefits, Washington State Employment Security  
25 Department ("ESD") for benefits, or to any state or federal program for disability or low  
26 income or other public benefits, or to any private insurance carrier for benefits? If so explain  
the nature of your claim, when you made it, and the disposition of your request or claim.

27 **ANSWER:**  
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1 REQUEST FOR PRODUCTION NO. 18: Produce for inspection and copying any and all  
2 documents pertaining to your answer to Interrogatory No. 18.

3 **RESPONSE:**  
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6 INTERROGATORY NO. 19: Have you communicated orally or in writing with any current or  
7 former detainee who expressed disagreement with the allegations asserted in the Complaint? If  
8 so, identify each such detainee.

9 **ANSWER:**  
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11 REQUEST FOR PRODUCTION NO. 19: Produce for inspection and copying any and all  
12 documents pertaining to your answer to Interrogatory No. 19.

13 **RESPONSE:**  
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16 INTERROGATORY NO. 20: Since your release from the NWDC, have you communicated  
17 orally or in writing with any current or former GEO or ICE employee? If so, identify with as  
18 much specificity as possible each communication, including the identity of the GEO or ICE  
19 employee, the time and place of the communication, the purpose of the communication, what  
20 you communicated, and what the GEO or ICE employee communicated.

21 **ANSWER:**  
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23 REQUEST FOR PRODUCTION NO. 20: Produce for inspection and copying any and all  
24 documents pertaining to your answer to Interrogatory No. 20.

25 **RESPONSE:**  
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28 INTERROGATORY NO. 21: Identify the user name and email address for all blogs, online  
29 forums, and social networking websites or applications the you have belonged to or had  
30 membership for the past 10 years.

1           **ANSWER:**

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3  
4   REQUEST FOR PRODUCTION NO. 21: Produce for inspection and copying any and all  
5 documents pertaining to your answer to Interrogatory No. 21.

6           **RESPONSE:**

7  
8   INTERROGATORY NO. 22: Identify the user name, registration information, account detail,  
9 login information, and any other identifying information for any job search websites for which  
10 you are (or were) a member, including but not limited to: Hot Jobs, Career Building,  
11 [monsterjob.com](http://monsterjob.com), [salesjobhunter.com](http://salesjobhunter.com), and [indeed.com](http://indeed.com) for the past 10 years.

12           **ANSWER:**

13  
14   REQUEST FOR PRODUCTION NO. 22: Produce for inspection and copying any and all  
15 documents pertaining to your answer to Interrogatory No. 22.

16           **RESPONSE:**

17  
18  
19   REQUEST FOR PRODUCTION NO. 23: Produce all documents that show GEO could  
20 lawfully employ you while ICE detained you at the NWDC.

21           **RESPONSE:**

22  
23  
24   REQUEST FOR PRODUCTION NO. 24: Produce any Application for Employment  
25 Authorization USCIS Form I-765 you have ever completed and submitted to the Department of  
26 Homeland Security or to GEO.

27           **RESPONSE:**

1 REQUEST FOR PRODUCTION NO. 25: Any and all complaints, or grievances you or  
2 anyone on your behalf have filed with GEO, L&I, ESD, or any other regulator regarding  
3 payments to you by GEO that concern the amount you received.

4 **RESPONSE:**

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6 REQUEST FOR PRODUCTION NO. 26: Any and all documentation that shows you  
7 communicated to GEO your expectation that you were employed at GEO or that you thought  
8 you were entitled to be paid minimum wages from GEO.

9 **REPSONSE:**

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12 REQUEST FOR PRODUCTION NO. 27: Each and every one of your job applications  
13 submitted to GEO.

14 **RESPONSE:**

15  
16 REQUEST FOR PRODUCTION NO. 28: Any resume you submitted to GEO for  
17 employment by GEO at the Northwest Detention Center ("NWDC").

18 **RESPONSE:**

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21 REQUEST FOR PRODUCTION NO. 29: Any and all references you submitted to GEO to  
22 be employed by GEO.

23 **RESPONSE:**

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25  
26 REQUEST FOR PRODUCTION NO. 30: Any and all performance evaluations of your  
27 performance in any employment position you allege you held at NWDC.

28 **RESPONSE:**

1  
2 REQUEST FOR PRODUCTION NO. 31: Any employee handbook(s) received by you from  
3 GEO or from ICE.

4 **RESPONSE:**  
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6 REQUEST FOR PRODUCTION NO. 32: Copies of any welcome letter(s), letter(s) of  
7 retention, or letter(s) documenting your alleged hiring by GEO.

8 **RESPONSE:**  
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10  
11 REQUEST FOR PRODUCTION NO. 33: Copies of any IRS tax forms completed or other  
12 tax designations you made when you were allegedly hired by GEO.

13 **RESPONSE:**  
14

15  
16 REQUEST FOR PRODUCTION NO. 34: All written and electronic communications  
17 (including emails, voice messages, text messages, Facebook messages and any other messages  
18 sent via social media or other messaging services) between you and any other current and  
former detainee or GEO or ICE employee concerning the allegations in this lawsuit.

19 **RESPONSE:**  
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21  
22 REQUEST FOR PRODUCTION NO. 35: Copies of all your social media postings and  
23 communications that make reference to GEO.

24 **RESPONSE:**  
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26  
27 REQUEST FOR PRODUCTION NO. 36: All of your tax returns and attachments filed with  
28 the IRS in the past 10 years. Include all form W-2s.

29 **RESPONSE:**  
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1  
2 REQUEST FOR PRODUCTION NO. 37: Any and all documents that reference or pertain to  
3 a request by you to be paid minimum wages by GEO. Include any kites or digital messages.

4 **RESPONSE:**  
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7 REQUEST FOR PRODUCTION NO. 38: Any and all documents that show you received  
8 health insurance or other benefits from GEO or that indicate you are entitled to such benefits.

9 **RESPONSE:**  
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12 REQUEST FOR PRODUCTION NO. 39: All of the documents mentioned in Plaintiff's  
13 Initial Disclosures dated: December 20, 2017. These documents were described by Plaintiff as  
14 "commissary receipts, news clippings, work schedules, property receipts, and various ICE  
documents."

15 **RESPONSE:**  
16  
17

18 REQUEST FOR PRODUCTION NO. 40: Any document showing promises to you in  
19 exchange for acting as the named plaintiff in this lawsuit. Include any fee agreement you  
signed.

20 **RESPONSE:**  
21  
22

23 Dated this 29 day of Dec, 2017 at Fircrest, WA.  
24 III Branches Law, PLLC

25   
26 Joan K. Mell, WSBA #21319  
27 Attorney for The GEO Group, Inc.  
28  
29  
30  
31

***CERTIFICATION***

The undersigned, counsel for Plaintiff, has read the above responses to GEO's First Set of Interrogatories and Requests for Production Propounded to Plaintiff and believes them to be in compliance with Fed. R. Civ. P. 26(g).

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

**Schroeter, Goldmark & Bender**  
Counsel for Plaintiff

BY: \_\_\_\_\_  
Lindsay Halm, WSBA No. 37141  
Adam Berger, WSBA No. 20714  
Jamal Whitehead, WSBA No. 39818

STATE OF WASHINGTON )  
 ) ss  
COUNTY OF \_\_\_\_\_)

The undersigned, being first duly sworn, upon oath, deposes and says:

I am the \_\_\_\_\_ (title) of \_\_\_\_\_ (agency), for Defendants in the above-entitled action; that I have read the above and foregoing answers and responses to GEO's First Set of Interrogatories and Requests for Production Propounded to Plaintiff; know the contents thereof, and believe the same to be true and correct.

\_\_\_\_\_  
(Print Name): \_\_\_\_\_  
(Title): \_\_\_\_\_

SIGNED AND SWORN to before me this \_\_\_\_\_ day of \_\_\_\_\_,  
2017.

\_\_\_\_\_  
(Print Name): \_\_\_\_\_  
NOTARY PUBLIC in and for the State of Washington  
residing at \_\_\_\_\_.  
My appointment expires: \_\_\_\_\_

**CERTIFICATE OF SERVICE**

I, Joseph A. Fonseca, certify that on December 29, 2017, I caused to be served a true and correct copy of the above GEO's First Set of Interrogatories and Requests For Production Propounded to Plaintiff, via Electronic Mail as follows:

Schroeter, Goldmark & Bender  
Adam J. Berger, WSBA No. 20714  
Lindsay L. Halm, wSBA No. 37141  
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Sunbird Law, PLLC  
1001 Fourth Avenue, Suite 3200  
Seattle, WA 98154  
devin@sunbird.law

I certify under penalty of perjury under the State of Washington that the above information is true and correct.

Dated this 29th day of December 2017, at Fircrest, WA

  
Joseph A. Fonseca, Paralegal